No. 32

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, MARCH 30, 2000 10:00 a.m.

MESSAGES FROM THE HOUSE

____ 1 -

SB 555 Sen. Hammerstrom

Sales tax; exemptions; vended nonalcoholic beverages; exempt.

Amends sec. 4g of 1933 PA 167 (MCL 205.54g).

I.E. House, November 2, 1999.

Returned from House with substitute (H-1), Wednesday, November 3, 1999; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

____ 2 _____

SB 300 Sen. Jaye

Weapons; licensing; time limit for permit to purchase pistol; extend.

Amends sec. 2 of 1927 PA 372 (MCL 28.422).

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendment, see Senate Journal No. 32 of 1999, page 483.

Committee recommended I.E.

____ 3 ____

SB 158 Sen. Rogers

Worker's compensation; benefits; employee under the influence of intoxicating liquor or drugs; prohibit benefits paid.

Amends 1969 PA 317 (MCL 418.101 - 418.941) by adding sec. 306.

Reported by Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs.

Senate substitute (S-2).

For Senate amendment, see Senate Journal No. 56 of 1999, page 1215.

Committee recommended I.E.

4

HB 4710 Rep. Sanborn

Civil procedure; service of process; initial service of personal protection orders by state police officers; authorize to issue

Amends sec. 6 of 1935 PA 59 (MCL 28.6).

For House amendment, see House Journal No. 68 of 1999, page 1949.

Reported by Committee on Judiciary.

THIRD READING OF BILLS

_____ 5 _____

HB 4711 Rep. Scranton

Torts; immunity; reporting injury caused by violence; immunize reporter under certain circumstances.

Amends sec. 411 of 1931 PA 328 (MCL 750.411).

For House amendments, see House Journal No. 68 of 1999, page 1950.

Reported by Committee on Judiciary.

____ 6 _____

HB 4715 Rep. Baird

Crimes; domestic violence; domestic violence definition; revise.

Amends title and sec. 1 of 1978 PA 389 (MCL 400.1501).

For House amendment, see House Journal No. 68 of 1999, page 1951.

Reported by Committee on Judiciary.

7

HB 4716 Rep. Godchaux

Criminal procedure; bail; individuals arrested for certain domestic violence crimes; prohibit release on interim bond by peace officer, and require arraignment or bond hearing by judicial officer before release, and require release condition of no contact with victim in certain circumstances.

Amends sec. 2a of 1961 PA 44 (MCL 780.582a).

House substitute (H-3).

Reported by Committee on Judiciary.

SB 1008 Sen. Gougeon

State; authorities; credit card usage by community mental health authorities; provide for.

Amends sec. 1 of 1995 PA 266 (MCL 129.241).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

— 9 ——

SB 1009 Sen. Johnson

State; bonds; financing certain purchases; provide for. Amends sec. 205 of 1974 PA 258 (MCL 330.1205).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

THIRD READING OF BILLS

— 10 ———

HB 5184 Rep. DeRossett

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of using computer to commit a crime; enact

Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 18a, ch. XVII.

I.E. House, February 16, 2000.

House substitute (H-4).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

- 11 ----

HB 5185 Rep. O'Neil

Crimes; computer; attempting to commit crime by using a computer; prohibit.

Amends sec. 6 of 1979 PA 53 (MCL 752.796).

I.E. House, February 16, 2000.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-2).

For Senate amendment, see Senate Journal No. 25, page 325.

Committee recommended I.E.

HB 5186 Rep. Howell

Criminal procedure; sentencing; penalties for committing crimes by using computer; revise.

Amends sec. 7 of 1979 PA 53 (MCL 752.797).

I.E. House, February 16, 2000.

House substitute (H-3).

Reported by Committee on Judiciary.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 25, page 325.

Committee recommended I.E.

— 13 ——

HB 5187 Rep. Jamnick

Crimes; computer; jurisdiction for computer crimes; provide for.

Amends 1979 PA 53 (MCL 752.791 - 752.797) by adding sec. 8.

I.E. House, February 16, 2000.

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

For Senate amendment, see Senate Journal No. 25, page 325.

Committee recommended I.E.

____ 14 _____

HB 5050 Rep. Garcia

Highways; signs; memorial highway marker signs; prohibit use of taxpayer funds.

I.E. House, November 10, 1999.

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

— 15 ——

HB 4534 Rep. Kowall

Weapons; concealed; forfeiture of concealed weapons carried in violation of Michigan penal code; make subject to forfeiture provisions of firearms act.

Amends sec. 239 of 1931 PA 328 (MCL 750.239).

I.E. House, May 19, 1999.

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendment, see Senate Journal No. 49 of 1999, page 857.

----- 16 ------

HB 4543 Rep. Basham

Crimes; weapons; penalties for certain crimes involving firearms; increase.

Amends secs. 233, 234d, 234e, 234f, 235 & 237 of 1931 PA 328 (MCL 750.233 et seq.).

I.E. House, May 19, 1999.

House substitute (H-2).

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-2).

HB 4544 Rep. Howell

Crimes; larceny; larceny of firearm; increase penalty and prohibit possession of stolen firearm.

Amends sec. 357b of 1931 PA 328 (MCL 750.357b).

I.E. House, May 20, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

_____ 18 _____

HB 4641 Rep. Godchaux

Explosives; other; age requirements for purchase of explosives; increase.

Amends secs. 5 & 15 of 1970 PA 202 (MCL 29.45 & 29.55).

I.E. House, May 19, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

HB 4642 Rep. Thomas

Explosives; other; teaching of explosives on the internet; prohibit.

Amends sec. 528a of 1931 PA 328 (MCL 750.528a).

I.E. House, May 19, 1999.

House substitute (H-2).

Reported by Committee on Judiciary.

GENERAL ORDERS

— 20 ——

HB 4643 Rep. Woronchak

Explosives; other; penalty for possessing an explosive when that violation results in the death of another individual or serious impairment of a body function of another individual; increase.

Amends secs. 209a & 212a of 1931 PA 328 (MCL 750.209a & 750.212a).

I.E. House, May 19, 1999.

House substitute (H-1).

Reported by Committee on Judiciary.

Committee recommended I.E.

____ 21 _____

SB 447 Sen. Emmons

Education; attendance; eligibility to start kindergarten; change to age 5 on September 1.

Amends sec. 1147 of 1976 PA 451 (MCL 380.1147).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

____ 22 _____

SB 275 Sen. Young

Crimes; assaultive; assault or battery of certain vehicle operators and passengers; prohibit under certain circumstances and provide for penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 81c.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 23 _____

SB 774 Sen. Young

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting or battering operator or passenger of public transit vehicle; enact.

Amends sec. 16d, ch. XVI of 1927 PA 175 (MCL 777.16d).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 24 _____

SB 48 Sen. Stille

Property tax; assessments; assessor to use existing use of property in assessment without regard to highest and best use; require.

Amends sec. 27 of 1893 PA 206 (MCL 211.27).

Reported by Committee on Finance.

Senate substitute (S-1).

_____ 25 _____

SB 836 Sen. Hammerstrom

Mental health; other; licensed professional counselors; include in list of qualified individuals to provide a second opinion determination for persons denied mental health services.

Amends secs. 100b & 705 of 1974 PA 258 (MCL 330.1100b & 330.1705).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

GENERAL ORDERS

____ 26 _____

SB 837 Sen. Johnson

Children; foster care; reference to licensed mental health professional; enact technical amendment to change cite because of amendment to mental health code.

Amends sec. 4c of 1994 PA 203 (MCL 722.954c).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

____ 27 _____

SB 795 Sen. McManus

Labor; youth employment; youth employment standards; eliminate cap on number of weeks youth are allowed to be employed in certain farming operations.

Amends sec. 11 of 1978 PA 90 (MCL 409.111).

Reported by Committee on Farming, Agribusiness and Food Systems.

Senate substitute (S-1).

Committee recommended I.E.

____ 28 ____

SB 512 Sen. Koivisto

Natural resources; hunting; senior hunting and fishing license for persons with disabilities; authorize.

Amends secs. 43502 & 43537 of 1994 PA 451 (MCL 324.43502 & 324.43537).

Reported by Committee on Hunting, Fishing and Forestry.

_____ 29 _____

HB 4259 Rep. Law

Businesses; charitable organizations; charitable organizations and solicitations act; revise.

Amends title & secs. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, 17, 18, 20, 21 & 23 of 1975 PA 169 (MCL 400.272 et seq.); adds secs. 3a, 19, 19a, 19b, 19c, 19d, 22a, 23a, 23b & 23c & repeals secs. 14 & 22 of 1975 PA 169 (MCL 400.284 & 400.292).

I.E. House, April 29, 1999.

House substitute (H-1).

Reported by Committee on Gaming and Casino Oversight.

Senate substitute (S-1).

Committee recommended I.E.

30

HB 4927 Rep. Rick Johnson

Civil procedure; costs and fees; civil fines for violation of certain local laws or regulating commercial vehicles; earmark for library purposes.

Amends sec. 8379 of 1961 PA 236 (MCL 600.8379).

For House amendment, see House Journal No. 75, page 2112.

Reported by Committee on Transportation and Tourism.

GENERAL ORDERS

— 31 ——

HB 4928 Rep. Richardville

Traffic control; violations; fines for violation of a code or local ordinance substantially corresponding to the Michigan vehicle code; require to be applied to support of libraries.

Amends sec. 909 of 1949 PA 300 (MCL 257.909).

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

____ 32 ____

HB 4929 Rep. Gilbert

Traffic control; violations; uniform traffic code; require the designation of certain civil fines to libraries.

Amends 1956 PA 62 (MCL 257.951 - 257.954) by adding sec. 5.

For House amendments, see House Journal No. 75,

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

_____ 33 _____

4930 Rep. Koetje HB

Transportation; carriers; civil fines for violation of local law regulating for-hire motor vehicles; earmark for public and county libraries.

Amends sec. 18, art. V of 1933 PA 254 (MCL 479.18).

For House amendments, see House Journal No. 75,

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

— 34 —

HB 4931 Rep. Kelly

Transportation; carriers; civil fines imposed by local authority for violations of commercial motor vehicle equipment; earmark for public and county libraries.

Amends secs. 605 & 716 of 1949 PA 300 (MCL 257.605 & 257.716).

For House amendment, see House Journal No. 75,

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

- 35 ----

4932 Rep. Kilpatrick HB

Transportation; carriers; penalties for certain safety violations; provide for fine only.

Amends secs. 7 & 7c of 1963 PA 181 (MCL 480.17 &

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

____ 36 _____

613 Sen. Bullard

Housing; condominium; recovery of certain assessments on foreclosure; provide for.

Amends sec. 3240 of 1961 PA 236 (MCL 600.3240).

Reported by Committee on Judiciary. Committee recommended I.E.

GENERAL ORDERS

— 37 ———

SB 1041 Sen. Emmons

Crimes; disorderly conduct; crime of window peeping;

Amends secs. 167 & 168 of 1931 PA 328 (MCL 750.167 & 750.168).

Reported by Committee on Judiciary.

Committee recommended I.E.

— 38 —

SB 1042 Sen. Emmons

Criminal procedure; sentencing guidelines; disorderly conduct consisting of window peeping; include in sentencing guidelines.

Amends sec. 16i, ch. XVII of 1927 PA 175 (MCL 777.16i).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

_____ 39 ____

SB 983 Sen. Hammerstrom

Elections; precinct boundaries; consolidation of voting precincts; provide for under certain circumstances.

Amends 1954 PA 116 (MCL 168.1 - 168.992) by adding sec. 659.

Reported by Committee on Government Operations. Committee recommended I.E.

SB 1055 Sen. McManus

Agriculture; other; statute providing for a horseshoer's lien; repeal.

Repeals 1897 PA 160 (MCL 570.351 - 570.363).

Reported by Committee on Government Operations. Committee recommended I.E.

HB 5227 Rep. Stamas

Vehicles; registration; lists of driver and motor vehicle records maintained by secretary of state; prohibit sale for surveys, marketing, and solicitations.

Amends sec. 232 of 1949 PA 300 (MCL 257.232).

I.E. House, February 17, 2000.

For House amendments, see House Journal No. 13, page 180.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

HB 5230 Rep. Kuipers

Consumer protection; other; secretary of state's sale of personal information from personal identification cards; prohibit.

Amends secs. 7 & 10 of 1972 PA 222 (MCL 28.297 &

I.E. House, February 17, 2000.

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

GENERAL ORDERS

____ 43 ____

HB 5270 Rep. Richardville

Vehicles; registration; lists of records maintained by secretary of state; prohibit sale for surveys, marketing, and solicitation.

Amends secs. 80130c, 80315c, 81114c & 82156c of 1994 PA 451 (MCL 324.80130c et seq.).

I.E. House, February 17, 2000.

For House amendments, see House Journal No. 13, page 184.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

____ 44 _____

SB 1078 Sen. Byrum

Agriculture; other; rule-making authority regarding certain baskets; delete.

Amends sec. 4 of 1917 PA 74 (MCL 290.134).

Reported by Committee on Government Operations. Committee recommended I.E.

— 45 —

SB 1172 Sen. McCotter

Military affairs; other; Michigan military retirement board; eliminate.

Repeals sec. 421 of 1967 PA 150 (MCL 32.821).

Reported by Committee on Government Operations. Committee recommended I.E.

RESOLUTIONS

- 46 ------

SCR 29 Sen. McManus

A concurrent resolution to memorialize the Congress of the United States to grant to the President fast-track negotiating authority for future trade agreements.

Reported by Committee on Farming, Agribusiness and Food Systems.

Senate substitute (S-1).

For text of resolution, see Senate Journal No. 81 of 1999, page 1794.

Adoption pending.

COMMITTEE REPORTS

------ 47 ------

SCR 33 Sen. Shugars

A concurrent resolution to urge the Department of Consumer and Industry Services and the Department of Community Health to review health problems associated with tattooing and body piercing.

Reported by Committee on Health Policy.

For text of resolution, see Senate Journal No. 10, page 74.

Refer to Resolutions pursuant to Rule 3.106.

COMMITTEE REPORTS

SR 121 Sen. Shugars

A resolution to urge the Department of Consumer and Industry Services and the Department of Community Health to review health problems associated with tattooing and body piercing.

Reported by Committee on Health Policy.

For text of resolution, see Senate Journal No. 10, page 73.

Refer to Resolutions pursuant to Rule 3.106.

SB 1043 Sen. Schwarz

Controlled substances; schedules; scheduling of methamphetamine; revise, and increase penalties for operation of laboratories used to illegally manufacture controlled substances.

Amends secs. 7212, 7214, 7401, 7402, 7403 & 7404 of 1978 PA 368 (MCL 333.7212 et seq.) & adds sec. 7401b.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Refer to Committee of the Whole pursuant to Rule 3.701.

— 50 **—**

HB 5196 Rep. Ruth Johnson

Food; service establishments; food service sanitation and regulations; codify.

Creates & repeals (See bill).

I.E. House, February 24, 2000.

House substitute (H-2).

Reported by Committee on Farming, Agribusiness and Food Systems.

Reported with amendments.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

LAID ON TABLE

____ 51 ____

HB 4532 Rep. Vear

Weapons; firearms; transportation requirements for certain firearms; clarify.

Amends sec. 231a of 1931 PA 328 (MCL 750.231a).

I.E. House, May 19, 1999.

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-1).

Reported without recommendation.

SCHEDULED MEETINGS

Appropriations -

Subcommittees -

Agriculture - Wednesdays, April 5 (CANCELED), April 12, and May 10, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

SCHEDULED MEETINGS

Career Development Strategic Fund Agency - Tuesday, April 11, 1:00 p.m., and Tuesday, May 2, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

Consumer and Industry Services - Wednesdays, April 5 and April 12, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-7350)

Environmental Quality - Thursdays, March 30, April 6, and May 4, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-7350)

Family Independence Agency - Thursday, March 30, 1:00 p.m., Room 100, Farnum Building; Tuesday, April 4, 1:00 p.m., Room 210, Farnum Building; Thursday, April 6, 1:00 p.m., Room 100, Farnum Building; Tuesday, April 11, 1:00 p.m., Room 210, Farnum Building; Thursday, April 13, 3:00 p.m., Room 100, Farnum Building; Tuesday, May 2, 1:00 p.m., Room 210, Farnum Building; Tuesday, May 9, 1:00 p.m., Room 210, Farnum Building (373-1760)

General Government - Tuesday, May 2, 1:00 p.m., Room 404, Capitol Building; Tuesday, May 9, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building; Wednesday, May 10, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

SCHEDULED MEETINGS

Natural Resources - Tuesdays, April 4 and May 9, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

Transportation - Thursdays, April 6, April 13, and May 11, 8:30 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2426)

Human Resources, Labor, Senior Citizens and Veterans Affairs - Thursday, March 30, 12:00 p.m., Rooms 402 and 403, Capitol Building (373-2417)

Law Revision Commission - Friday, April 7, 9:30 a.m., Legislative Council Conference Room, 3rd Floor, Michigan National Tower (373-5613)

Natural Resources and Environmental Affairs - Thursday, April 6, 6:00 p.m., Lake Superior State University, Cisler Student and Conference Center - Ontario-Michigan Room, 650 Easterday Avenue, Sault Ste. Marie; Monday, April 10, 6:00 p.m., Monroe City Hall, Council Chamber, 120 East First Street, Monroe (373-0797)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 404	Health facilities; emergency medical services; general amendments	Shugars Schwarz Murphy	Law DeWeese Schauer		
SB 813	Courts; court of appeals; court of appeals redistricting; provide for certain standards	Schuette Sikkema V. Smith	Richner Koetje Baird		